

**DETAILED ACTION**

***Priority***

This application is a 371 of PCT/US04/32148 09/29/2004, is acknowledged.

***Status of Claims***

Receipt is acknowledged of amendment / response filed on June 18, 2009 and that has been entered.

Claims 1-41 are currently pending in the application.

Claims 2-19, 21, and 23-41 are withdrawn from further consideration pursuant to 37 C.F.R. 1.142 (b) as being drawn to a non-elected subject matter.

***Information Disclosure Statement***

Receipt is acknowledged of Information Disclosure Statement (IDS), filed on 06/18/2009, which has been entered in the file.

***Response to Election/Restriction***

In response to the restriction requirement, Applicants have elected Group I, [which includes claims 1, 20 and 22, drawn to a compound of the formula (I)] without traverse, is acknowledged. However, during a telephonic interview with Mr. Edward Robinson (Attorney for Applicant) on August 14, 2009, Applicant has agreed to cancel all non-elected claims 2-19, 21 and 23-41 and therefore, the restriction requirement is hereby withdrawn and hence, all remaining pending claims 1, 20 and 22 are currently examined and found allowable over the prior art of record.

***Examiner's amendment***

An Examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephonic interview with Mr. Edward Robinson on August 14, 2009.

The application has been amended as follows:

- a. Claims 2-19, 21, and 23-41 have been canceled.
- b. In claim 22 (previously presented), line 2, page 5, please delete "hydrates, solvates".

***Reasons for allowance***

The following is an Examiner's statement of reasons for allowance:

Claims 1, 20 and 22 are being allowed since the instantly claimed inventions are neither obvious nor anticipated by the prior art (US 4,424,361, cited in IDS) and there is no suggestion or motivation to modify the compounds of any prior art to obtain the instantly claimed invention. Therefore, the instant claims 1, 20 and 22 are found allowable over the prior art of record.

***Telephone Inquiry***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Golam Shameem, Ph.D. whose telephone number is (571) 272-0706. The examiner can normally be reached on Monday-Thursday from 7:30 AM - 5:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph McKane, can be reached at (571) 272-0699. The Unofficial fax phone number for this Group is (703) 308-7922. The Official fax phone number for this Group is (571) 273-8300. When filing a

FAX in Technology Center 1600, please indicate in the Header (upper right) "Official" for papers that are to be entered into the file, and "Unofficial" for draft documents and other communications with the PTO that are not for entry into the file of the application. This will expedite processing of your papers.

Communications via Internet e-mail regarding this application, other than those under 35 U.S.C. 132 or which otherwise require a signature, may be used by the applicant and should be addressed to [joseph.mckane@uspto.gov]. All Internet e-mail communications will be made of record in the application file. PTO employees will not communicate with applicant via Internet e-mail where sensitive data will be exchanged or where there exists a possibility that sensitive data could be identified unless there is of record an express waiver of the confidentiality requirements under 35 U.S.C. 122 by the applicant. See the Interim Internet Usage Policy published by the Patent and Trademark Office Official Gazette on February 25, 1997 at 1195 OG 89.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or public PAIR only. For more information about the pair system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at (866) 217-9197.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist, whose telephone number is (571) 272-1600.

/Golam M. M. Shameem/  
Primary Examiner  
Art Unit 1626  
Technology Center 1600

Application/Control Number: 10/574,248  
Art Unit: 1626

Page 5

Application/Control Number: 10/574,248  
Art Unit: 1626

Page 6